



DNK-1998-055-PA-DIV2-JBM:141993v2

Atty Dkt. 4002-2533

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
Branch et al. ) Examiner  
Serial No. 09/870,023 ) Group Art Unit  
Filed 5/30/01 ) 3731  
INTERBODY FUSION GRAFTS ) September 25, 2001  
AND INSTRUMENTATION )

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on September 25, 2001.

James B. Myers, Jr.

Name of Registered Representative

*James B. Myers Jr.*  
Signature

*September 25, 2001*  
Date of Signature

**SUBMISSION OF MISSING PARTS OF APPLICATION**  
**UNDER 37 CFR 1.53(b)**

Hon. Commissioner for Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts dated June 14, 2001, please consider the following. Pursuant to the Notice to File Missing Parts of Application received for the above application, Applicants submit herewith a signed Declaration and Power of Attorney for Charles L. Branch.

A Request for an Extension of Time is submitted concurrent with this Response. Additionally, please charge any fees which may be due or credit any overpayment to Deposit Account No. 23-3030, but not to include payment of any issue fees that are or become due

Respectfully submitted,

By: *James B. Myers Jr.*  
James B. Myers Jr., Reg. No. 42,024  
Woodard, Emhardt, Naughton  
Moriarty & McNett  
Bank One Center/Tower  
111 Monument Circle, Suite 3700  
Indianapolis, Indiana 46204-5137  
(317) 634-3456 Fax No. (317) 637-7561

09/870,023 "E" 23034850

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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**CONFIRMATION NO. 9301**

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Date Mailed: 06/14/2001

**Filing Date Granted**

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*